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7 IN THE UNITED STATES DISTRICT COURT
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9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 UNITED STATES OF AMERICA,) No. CR.S-01-433 FCD
12)
13 Plaintiff,)
14) ORDER TO DISMISS INFORMATION
15 v.)
16)
17 NORAIR KHATCHATRIAN,)
18)
19 Defendant.)
20 _____)
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Pursuant to Federal Rule of Criminal Procedure 48(a), the United States requests that the Court dismiss the above-referenced Information.

On September 25, 2001, a one-count Information was filed charging the defendant with health care fraud in violation of Title 18, United States Code, Section 1347. The charged scheme occurred during a time period spanning November 2000 through May 2001. While the Information was thus instituted within the applicable period of

1 limitations, it does not appear that the defendant ever entered a
2 waiver of indictment pursuant to Rule 7(b). It also appears that the
3 applicable limitations period has now expired. Based upon the
4 foregoing, it does not appear that the government is in a position to
5 proceed in this matter, and it is respectfully requested that the
6 Information be dismissed.
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8 DATED: April 24, 2009

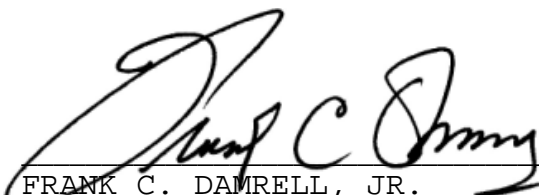
LAWRENCE G. BROWN
United States Attorney

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11 By: /s/ Philip A. Ferrari
12 PHILIP A. FERRARI
Assistant U.S. Attorney
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14 **O R D E R**

15 For the reasons set forth above, the Information filed in case
16 number CR S-01-433 FCD is hereby DISMISSED.
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18 Date: April 24, 2009

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21 FRANK C. DAMRELL, JR.
22 UNITED STATES DISTRICT JUDGE
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